

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.  
**01-211**

In Re Application Of: **Samuel C. Weaver**

**NOV 15 2002**

Serial No.  
**09/838,866**

Filing Date  
**04/20/01**

Examiner  
**Nguyen**

Group Art Unit  
**3643**

Invention: **METAL MATRIX COMPOSITE HORSESHOE**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **May 15, 2002** finally rejecting Claim(s) 1-16

Applicant is a small entity under 37 CFR 1.9 and 1.27.

A verified statement of small entity status under 37 CFR 1.27:

- is enclosed.  
 has already been filed in this application.

The fee for this Notice of Appeal is: **\$160.00**

- A check in the amount of the fee is enclosed.  
 The Commissioner has already been authorized to charge fees in this application to a Deposit Account. A duplicate copy of this sheet is  
 The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **03-2026**  
A duplicate copy of this sheet is enclosed.

**RECEIVED**

**NOV 20 2002**

**GROUP 3600**



*Frederick L. Tolhurst*  
Signature

Dated: **November 15, 2002**

**Frederick L. Tolhurst**  
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CC:

I certify that this document and fee is being deposited on **11/19/2002** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Signature of Person Mailing Correspondence*

**see certificate of express mail**

*Typed or Printed Name of Person Mailing Correspondence*